

# City Council Transportation Subcommittee

## Meeting Minutes

APPROVED

Date/Time: Thursday, May 26, 2005

Where: Milpitas City Hall, Committee Conference Room

Attendants: Mayor Jose Esteves, Vice Mayor Armando Gomez, Greg Armendariz, Tambri Heyden, Janice Nadal, Jaime Rodriguez

### 1. Call to Order

- The Transportation Subcommittee (Subcommittee) meeting was called to order at 5:32 pm.

### 2. Pledge of Allegiance

### 3. Public Forum

- *Rob Means, 1421 Yellowstone.* Mr. Means shared the new state rule that to ride an electric scooter, the operator must have a driver's license, limiting transportation options for those who could use it and need it. Mr. Means is requesting the Transportation Subcommittee to consider directing the Police Department to put enforcement of this new rule at the bottom of their "enforcement list". Other City agencies has used this as a tactic. A letter was distributed by Mr. Means with this information.
- *Dave Richerson, 1920 Yosemite Drive.* Mr. Richerson talked about the BART to San Jose, Milpitas, Santa Clara project. Mr. Richerson shared he was pleased to see Council and Staff united in telling the VTA that they not going to support the Montague Aerial option until the City receives more information. Mr. Richerson feels it is most likely that the aerial option will be the option going through (the BART project environmental phase) and hope that unity is there in the future and hopes that Milpitas stands united and make sure the best interests of Milpitas are well served..
  - Mayor Esteves confirmed that the Montague Aerial Option was "scrapped." Staff Tambri Heyden confirmed that the aerial option will still be carried forth through the BART Environmental Impact Report supplemental report, but VTA staff will no longer be working design for the aerial option.
  - Mr. Richerson said he had a feeling the aerial options will be revisited because the retained trench, because of the additional land purchase they (VTA) has not intended to purchase (20 feet on the Great Mall Property) and the Jones Chemical plume they would revisit with more intensity.

### 4. Approval of April Meeting Minutes\*

- The Transportation Subcommittee approved the April meeting minutes. M/S Gomez/Esteves

### 5. Undulators Policy\*

- Staff Jaime Rodriguez reviewed a revised Undulators Policy. Mr. Rodriguez distributed the undulator study on Mt. Diablo Ave/Portola Drive. The study recommended undulators should not be installed because the lack of a speeding problem and there was lack of support from the neighborhood. Another study in the Pines Neighborhood in early January approved the installation of 8 undulators on

Starlite Drive, Blue Spruce Way and Fallen Leaf Drive. The installation was in April, with successful comments from the neighborhood.

- Mr. Rodriguez reviewed the existing policy based on the discussion on undulators from the two studies. The policy outlines 6 parameters, outlined in the ARS.
- Mayor Esteves asked what was the problem with Portola Avenue, if not speed. Mr. Rodriguez said the residents didn't know the actual speed limit, the problem is the limit is not posted. The concerns at the community meeting is they don't know how fast they were going. Signage was installed on Mt. Diablo/Portola; there is also a work order to sign all the streets north of Big Basin with 25mph speed limit signs to Yosemite Drive. Now that they see a sign, they don't think they need one. Another concern is towards the end of the street, Rancho Milpitas, there is a 45 degree turn that vehicles speed by. The curb warning sign at the end of street addressed concerns of the community.
- Mr. Rodriguez is asking for the changes to make it stringent on City Staff and to provide a little more definitive items the community wants to follow to petition to install undulators on their street. Mr. Rodriguez is recommending the parameters to go from 6-8 steps and propose slight modification to existing parameters. Mr. Rodriguez reviewed the changes detailed in the attached policy changes ARS.
- Mayor Esteves confirmed that these are guidelines and the undulators should be handled on a case-to-case basis. Mayor Esteves stated the size of undulators should be at the discretion of staff.
- Staff is recommending to forward the policy changes, with recommendations from the Transportation Subcommittee, to the City Council in a future meeting. Staff will forward the undulator policy to the City Council in approximately two months.
- The Transportation Subcommittee approved the policy revisions, with recommend changes from this meeting (Motion/Second: Gomez/Esteves)

#### **6. North San Jose Redevelopment EIR Status Report\***

- Staff Tambri Heyden reported at the March Transportation Subcommittee, staff discussed the draft Environmental Impact Report (EIR) for the North San Jose Development Policy update and draft comment letter that staff sent to the City of San Jose to discuss the three impacts and deficiencies in the EIR regarding the City of Milpitas:
  - Traffic- specifically unidentified impacts to intersections and roadway links in the City of Milpitas
  - Odor Impacts
  - Sewage Capacity
- Since then, the Final EIR was completed and distributed; of the three issues there are still traffic and sewage capacity was not addressed to the satisfaction of the City of Milpitas.
- Staff would like to document these issues at the San Jose Planning Commission public hearing next Thursday, June 2. At this meeting, Staff will be reinforcing the impacts to Milpitas. Staff is also coordinating with the County of Santa Clara on similar issues, such as impacts to Montague Expressway. The City Council will review the impacts to Milpitas at the June 7<sup>th</sup> Meeting.. Staff would also like to attend the City of San Jose Council Meeting on June 21st.

- Traffic. The Final EIR identifies the impacts, but states that San Jose does not believe that there is a legal mechanism to allow or require them to collect funding for improvements outside of their jurisdiction.. . Staff Greg Armendariz shared that they do acknowledge the traffic impacts on our major thoroughfares, McCarthy/Tasman, Great Mall Parkway, Montague Expressway, and even Calaveras Blvd. Mr. Rodriguez referred to the attachment detailing the North San Jose Impact on Milpitas East/West Corridors for the AM and PM Peak Hours. There is significant increases in impacts over the existing and projected 2030 traffic volumes.
- Sewage Capacity. Ms Heyden stated a study is needed to determine the expansion of the sewage treatment plant shared by San Jose, Santa Clara, Milpitas, and other tributary agencies (Campbell, Los Gatos, Monte Sereno), should the plant reach 85% capacity. Though San Jose stated in the EIR they will be implementing water conservation efforts, staff would like to request that when San Jose reaches 85% of their capacity at the plant, they have to initiate a study. There is a Major concern on how the San Jose project will impact the City's transit area plan and Midtown Plan.
- Vice Mayor Gomez asked if San Jose does not provide the mitigation measures, what happens with Milpitas? Mr. Armendariz said it becomes a policy and legal issue. Payment for the surrounding communities is what San Jose can not address. Mr. Armendariz pointed out that, in the past, the Cisco Development in San Jose has contributed to road improvements to Milpitas.
- Ms. Heyden stated the City Attorney's office is also reviewing the Final EIR.
- Staff is requesting the Transportation Subcommittee to approve the following recommendations (as reflected in the attached memo)
  1. Direct Staff to prepare an agenda item for the City Council outlining the unresolved issues and impacts of the project on the City of Milpitas
  2. Direct staff to outline these issues/impacts before the City of San Jose Planning Commission on June 2.
  3. Direct Staff to outline these issues/impacts at the City of San Jose City Council Meeting on June 21.
- The Transportation Subcommittee approved Staff's recommendations (Motion/Second: Gomez/ Esteves)

## **7. Other Business**

*No other business*

## **8. Set Time and Date for Next Meeting- Thursday, June 23 (or 30) 2005, 5:30 pm**

Staff Janice Nadal stated that there are 5 Thursdays in June so whatever works fro them. Mayor Esteves said let us know...whatever works for you....let us know.

## **9. Adjournment**

- The meeting was adjourned at 6:25pm.